IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL

Civil Misc. Writ Petition No. 484 (S/S) of 2004

Kishor Chandra Dabral
Dabral Coloney
Sitapur Devi Road
Kotdwar

…Petitioner

Versus

1. The State of Uttaranchal through its Secretary, Uttaranchal Rural Development & Paiye Jal Dehradun
2. The Uttaranchal Paiye Jal Nigam II-Mohini Road, Dehradun through Its Chief Engineer
3. The Executive Engineer, Prakalp Branch Uttaranchal Paiye Jal Nigam Kotdwar
4. The Assistant Engineer Prakalp Branch Uttaranchal Paiye Jal Nigam, Kotdwar
5. The Uttar Pradesh Jal Nigam 6 Rana Pratap Marg Nigam through its Secretary

…Respondents

Hon'ble M.M. Ghildiyal, J.

Heard Sri P.B. Dhyani learned counsel for the petitioner, Sri V.B.S. Negi learned counsel for the respondent no. 2,3,4 & 5 and learned Standing Counsel for the respondent no.1.

By means of this writ petition the petitioner has challenged the order dated 02.08.1984 passed by the Assistant Engineer Prakalp Branch Payzal Nigam Kotdwar.

The submission of the petitioner is that he was appointed as Work Munshi in the Prakalp Branch, U.P. Jal Nigam, Devi Road Kotdwar by the Assistant Engineer on 10.02.1983. His service were terminated vide order dated 02.08.1984 by the then Assistant Engineer. The petitioner has neither filed the appointment letter nor the termination order. On the contrary, the annexure/order which is being sought to be quashed is a representation moved by the petitioner to the Executive Engineer, Prakalp Branch, U.P. Jal Nigam, Devi Road Kotdwar on 02.08.1984.

The petition is highly belated. According to the petitioner himself, the respondent refused to give him work in the month of July 1984. After 20 years, the petition cannot be entertained. The petition is dismissed. However, it is upon to the petitioner to approach the proper remedy – the industrial Tribunal, if the chooses so.

With these directions, the petition is dismissed.

(M.M. Ghildiyal, J.)

13.05.2004
ASWAL